



Ministry of Commerce, Industry, and Labour  
Matagaluega o Pisinisi, Alamanuia ma Leipa

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*[inclusive of Registries of Companies and Intellectual Property]*

## **NOTICE**

### **International Date Line Act 2011**

The International Date Line Act 2011 ('the Act') commences at 12 o'clock midnight, on **Thursday 29<sup>th</sup> December 2011**, except for section 5(3) of the Act which commenced on 28 June 2011 (being the date of assent by the Head of State). In effect, we will be waking up on Saturday 31<sup>st</sup> December 2011, and lose one day in our lives as there will be no Friday, 30<sup>th</sup> December 2011 in the history of Samoa.

#### **Time:**

1. Samoa Standard Time will be 13 hours in advance of Co-ordinated Universal Time for the whole of Samoa.
2. For any deadline or time limit in any statute based on a number of days which falls on the day which is lost, the next consecutive day shall be counted as the day lost.
3. Any statute, regulation, decision of the Court or other instrument specifying a period of time within which an action must take place, time or notice must be given that the period expires on the next day or the next business day whichever is relevant.

#### **Calculation of Interest:**

4. Where under any instrument of loan or deposits it is required to calculate the interest on a daily basis, there is no interest calculated for the day lost, as a result of the Act.

#### **Effect on Pay and Allowances:**

5. The employee must be paid for the normal or usual hours on the day lost, as if that employee would normally have worked on that day.

#### **Offence and Penalty:**

6. An employer commits an offence if he or she does not pay an employee for the normal or usual hours that the employee would have earned or been paid on the day lost. This includes contributions paid under the National Provident Fund Act 1972 and the Accident Compensation Act 1989 and other like benefits or contributions.
7. Any employer who fails to pay an employee for the normal or usual hours that the employee would have earned or been paid on the day lost (including contributions paid under the National Provident Fund Act 1972, the Accident Compensation Act 1989 and other like benefits or contribution, is liable upon conviction to a fine not exceeding 50 penalty units or a term of imprisonment not exceeding three (3) months.
8. In addition, with or without conviction, any employer must pay an employee for the normal or usual hours that the employee would have earned or been paid on the day lost

(including contributions paid under the National Provident Fund Act 1972, the Accident Compensation Act 1989 and other like benefits or contribution.

**Maps, charts and atlases:**

9. The Act applies to all maps, charts and atlases which reflect the International Date Line and any document referring to a point of time in connection with the International Date Line.
10. After the commencement of this Act (that is, on 29 December 2011), all maps, charts and atlases prepared in Samoa or for the Government of Samoa must accurately depict the International Date Line at 171° degrees longitude west of Greenwich.

The Fair Trading & Codex Division of the Ministry of Commerce, Industry and Labour can be contacted for more information, on this Change in Day, on telephone 20441/24125 or 4<sup>th</sup> Floor ACC House.

Auelua Taito Samuelu Enari

**CHIEF EXECUTIVE OFFICER**

**MINISTRY OF COMMERCE, INDUSTRY AND LABOUR**

